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6 COMMUNITY SERVICES DISTRICT, RON SHERER
and RYAN SHERER

7
8 UNITED STATES DISTRICT COURT

9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10
11 CHAD COATES, JOSHUA B. LUSK, JOSHUA
C. HICKS, JORDAN C. VERECE,

12 Plaintiffs,

13 vs.

14 CALIFORNIA PINES COMMUNITY
15 SERVICES DISTRICT, RON SHERER, RYAN
SHERER,

16 Defendants.

17 Case No. 2:20-cv-01112-KJM-DMC

18 **THIRD STIPULATION REGARDING
EXTENSION OF TIME FOR NON-EXPERT
AND EXPERT DISCOVERY DEADLINES;
ORDER**

19 **(L.R. 144)**

20 Plaintiffs Chad Coates et al., (“Plaintiffs”) and Defendants California Pines Community Services
21 District (“District”) et al., (“Defendants”) (collectively herein, “Parties”), through their respective
22 counsel of record, hereby stipulate to an extension of time for Non-Expert and Expert Discovery
23 deadlines in the above-captioned action and agree as follows:

24 1. WHEREAS, the Parties acknowledge that the Court’s Order directs that requests to extend a
25 deadline must be submitted and approved by the Court (Document No. 23);

26 2. WHEREAS, on June 10, 2021, the Parties filed a Stipulation Regarding Extension of Time
27 for Non-Expert and Expert Discovery Deadlines; [Proposed] Order (Document 26), stipulating to a sixty

1 (60) day extension to complete non-expert and expert discovery and requesting the Court approve the
2 same;

3 3. WHEREAS, on June 24, 2021, the Court approved the Parties' request and ordered that the
4 non-expert and expert discovery deadlines be extended by sixty (60) days (Document 27);

5 4. WHEREAS, on July 21, 2021, the Parties filed a Stipulation Regarding Extension of Time
6 for Non-Expert and Expert Discovery Deadlines; [Proposed] Order (Document 28), stipulating to a
7 second sixty (60) day extension to complete non-expert and expert discovery and requesting the Court
8 approve the same;

9 5. WHEREAS, on August 12, 2021, the Court approved the Parties' request and ordered that
10 the non-expert and expert discovery deadlines be extended by sixty (60) days (Document 29);

11 6. WHEREAS, the Parties have agreed to participate in mediation with a third-party neutral,
12 which mediation is scheduled for October 18, 2021;

13 7. WHEREAS, the Parties desire an additional extension to complete non-expert and expert
14 discovery to allow the Parties to participate in mediation and continue to engage in discussions
15 regarding potential settlement of the matter and seek to avoid any additional costs while engaging in
16 such discussions; and

17 8. WHEREAS, the Parties also recognize that many of the relevant individuals in this matter are
18 engaged in firefighter-related services and that additional time to complete non-expert and expert
19 discovery may be necessary due to the ongoing wildfire season;

20 9. WHEREAS, a mandatory settlement conference is set for November 19, 2021, at 9:00 a.m.
21 (Document 23), but no trial date has been set in this matter; and

22 10. WHEREAS, the Parties desire to remove the mandatory settlement conference set for
23 November 19, 2021, and to reschedule the settlement conference to a date closer to the trial date.

24 11. THEREFORE, the Parties hereby stipulate and request that the Court continue the deadline
25 for the Parties to complete non-expert discovery and all motions pertaining to non-expert discovery by
26 one hundred fifty (150) days, to March 28, 2022;

1 12. THEREFORE, the Parties hereby stipulate and request that the Court continue the deadline
2 for the Parties to complete expert discovery and all motions pertaining to expert discovery by one
3 hundred fifty (150) days, to June 6, 2022;

4 13. THEREFORE, the Parties hereby stipulate and request that the Court continue the deadline
5 for the Parties to exchange initial lists of expert witnesses by one hundred fifty (150) days, to April 28,
6 2022; and

7 14. THEREFORE, the Parties hereby stipulate and request that the Court remove from calendar
8 the mandatory settlement conference set for November 19, 2021 and reschedule the settlement
9 conference to a date to be determined by the Court.

10 IT IS SO STIPULATED.

12 Dated: September 29, 2021

Respectfully Submitted,

13 LAW OFFICE OF STEPHAN R. WATTENBERG
14 JUSTICE AT WORK LAW GROUP, LLP

15 _____
16 /s/ Tomas E. Margain
17 STEPHAN R. WATTENBERG
18 TOMAS E. MARGAIN
19 Attorney for Plaintiffs
20 Chad Coates, Joshua B. Lusk, Joshua C. Hicks,
21 Jordan C. Verece

22 Dated: September 29, 2021

Respectfully Submitted,

23 LOZANO SMITH

24 _____
25 /s/ Anne L. Collins
26 ANNE L. COLLINS
27 GABRIELA D. FLOWERS
28 TRAVIS C. COCHRAN
Attorneys for Defendants
California Pines Community Services District,
Ron Sherer, Ryan Sherer

1 **ORDER**

2 Pursuant to the foregoing Stipulation of the Parties, and GOOD CAUSE APPEARING
3 THEREFORE, IT IS HEREBY ORDERED:

4 1. The deadline for the Parties to complete non-expert discovery and all motions pertaining to
5 non-expert discovery is extended by one hundred fifty (150) days, to **March 28, 2022**. Motions
6 pertaining to non-expert discovery shall be noticed to be heard by this deadline.

7 2. The deadline for the Parties to exchange initial lists of expert witnesses is extended by one
8 hundred fifty (150) days, to **April 28, 2022**.

9 3. The deadline for the Parties to complete expert discovery and all motions pertaining to expert
10 discovery is extended by one hundred fifty (150) days, to **June 6, 2022**. Motions pertaining to expert
11 discovery shall be noticed to be heard by this deadline.

12 4. The Court sua sponte extends the deadline for hearing dispositive motions to **September 1,**
13 **2022**. Dispositive motions shall be noticed to be heard by this deadline.

14 5. The mandatory settlement conference set for November 19, 2021, at 9:00 a.m. is vacated and
15 shall be rescheduled to a date to be determined by the Court.

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17 **IT IS SO ORDERED.**

18 Dated: October 12, 2021



19
20 DENNIS M. COTA
21 UNITED STATES MAGISTRATE JUDGE
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